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DIACT

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE PATENT APPLICATION OF:

JOEL C. VANDERZEE, MICHAEL W. MURRY,
RICHARD L. VOGEL AND MATTHEW A.
SHEPECK

U.S. SERIAL NO: 09/976,194

GROUP: 2857

FILED: OCTOBER 11, 2001

EXAMINER: JEFFREY R. WEST

FOR: DETERMINATION AND APPLICATIONS OF
THREE-PHASE POWER FACTOR

La Crosse, Wisconsin
October 27, 2006

I hereby certify that this correspondence
is being deposited with the United States
Postal Service as First Class Mail in an
envelope addressed to: Mail Stop Appeal
Brief - Patents, Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450

on
10/27/06 *William O'Driscoll*
Date William O'Driscoll

PETITION TO REVIVE UNDER 37 C.F.R. 1.137 (b)

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant Petitions to Revive the instant application from the Notice of Abandonment mailed 23 October 2006, based on a failure to respond to the Notification of Non-Compliant Appeal Brief mailed 26 July 2006, as the delay in responding to the Notification was unintentional. The Notification of Non-Compliant Appeal Brief states, without restriction, that "Extensions of this time period may be granted under 37 C.F.R. 1.136". Applicant believes that the time for responding to the Notification can be extended, but after several telephone calls between applicant and the Examiner, the Patent Office has taken the position that this is not the case and the application is now abandoned. The Patent

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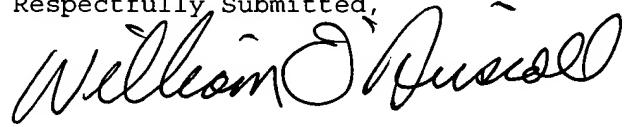
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office is requested to review the attached copy of the Notification and allow applicant to extend the term for response thereto. Otherwise, applicant petitions to revive this application. A Corrected Appeal Brief in three copies is submitted herewith as is the requisite Petition Fee and applicant believes that the requirements for the submission of this Petition are met. Applicant respectfully requests that this Petition be granted at the Commissioner's earliest convenience.

Respectfully Submitted,



William O'Driscoll
Registration No. 33,294

Telephone Number: (608) 787-2538



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AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT FOR PETITION TO REVIVE

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please charge Deposit Account 20-1434 any fees, charges and
surcharges associated with the Petition to Revive under 35 U.S.C. Section
1.137(b). A duplicate copy of this form is attached for that purpose.

Respectfully Submitted,

William O'Driscoll
William O'Driscoll
Registration No. 33,294

Telephone Number: (608) 787-2538

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